

## Message

**From:** Berkoff, Michael [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=F347C01A92D7424FA840C24F6B7FBF6B-MBERKOFF]  
**Sent:** 7/18/2014 6:34:05 PM  
**To:** Hatton, Marc [HattonM@kalamazoocity.org]  
**CC:** Bucholtz, Paul (DEQ) (BUCHOLTZP@michigan.gov) [BUCHOLTZP@michigan.gov]; Merchant, Bruce [MerchantB@kalamazoocity.org]  
**Subject:** RE: Summary of Meeting Dates and Legal Issues Document

Yes. That's right. Good.

-----Original Message-----

From: Hatton, Marc [mailto:HattonM@kalamazoocity.org]  
 Sent: Friday, July 18, 2014 1:33 PM  
 To: Berkoff, Michael  
 Cc: Bucholtz, Paul (DEQ) (BUCHOLTZP@michigan.gov); Merchant, Bruce  
 Subject: RE: Summary of Meeting Dates and Legal Issues Document

Thought we were on for the 24th for our City Brownfield Program before and after plus tour???

-----Original Message-----

From: Berkoff, Michael [mailto:berkoff.michael@epa.gov]  
 Sent: Friday, July 18, 2014 2:18 PM  
 To: Hatton, Marc; Bucholtz, Paul (DEQ); Bruce Merchant  
 Cc: Mikalian, Charles; synkp@michigan.gov  
 Subject: RE: Summary of Meeting Dates and Legal Issues Document

Thanks for understanding. Is there something else that we can tackle next week?

-----Original Message-----

From: Hatton, Marc [mailto:HattonM@kalamazoocity.org]  
 Sent: Friday, July 18, 2014 1:17 PM  
 To: Berkoff, Michael; Bucholtz, Paul (DEQ); Bruce Merchant  
 Cc: Mikalian, Charles; synkp@michigan.gov  
 Subject: RE: Summary of Meeting Dates and Legal Issues Document

Okay, thank you folks.

Marc

Marc Hatton  
 Development Manager  
 City of Kalamazoo  
 241 W. South Street  
 Kalamazoo, Michigan 49007  
 Ph. 269.337.8082

-----Original Message-----

From: Berkoff, Michael [mailto:berkoff.michael@epa.gov]  
 Sent: Friday, July 18, 2014 2:05 PM  
 To: Hatton, Marc; Bucholtz, Paul (DEQ); Bruce Merchant  
 Cc: Mikalian, Charles; synkp@michigan.gov  
 Subject: RE: Summary of Meeting Dates and Legal Issues Document

Guys,  
 I am going to have to cancel the meeting. EPA is sorting through the a number of moving parts for the overall site. For that reason, now is not quite the right time to focus on those topics proposed for today. It would be a better use of everyone's time to put this discussion off a bit further. Let's see if we can make use of next week for other redevelopment conversations. Sorry about this guys. Thank you for making yourselves available on Monday.  
 Michael

-----Original Message-----

From: Hatton, Marc [mailto:HattonM@kalamazoocity.org]  
 Sent: Friday, July 18, 2014 12:43 PM  
 To: Berkoff, Michael; Bucholtz, Paul (DEQ); Bruce Merchant  
 Subject: RE: Summary of Meeting Dates and Legal Issues Document

Paul????

-----Original Message-----

From: Berkoff, Michael [mailto:berkoff.michael@epa.gov]  
Sent: Friday, July 18, 2014 10:28 AM  
To: Hatton, Marc; Bucholtz, Paul (DEQ); Bruce Merchant  
Subject: RE: Summary of Meeting Dates and Legal Issues Document

We are planning to be there.

-----Original Message-----

From: Hatton, Marc [mailto:HattonM@kalamazoocity.org]  
Sent: Friday, July 18, 2014 9:00 AM  
To: Bucholtz, Paul (DEQ); Bruce Merchant; Berkoff, Michael  
Subject: RE: Summary of Meeting Dates and Legal Issues Document

Michael,

Where are we on our proposed legal meeting for Monday? I need to get back with our attorney.

Thanks, all and I thought it was great meeting yesterday.

Marc

Marc Hatton  
Development Manager  
City of Kalamazoo  
241 W. South Street  
Kalamazoo, Michigan 49007  
Ph. 269.337.8082

-----Original Message-----

From: Hatton, Marc  
Sent: Monday, July 14, 2014 10:11 AM  
To: 'Bucholtz, Paul (DEQ)'; Bruce Merchant; Berkoff, Michael  
Subject: RE: Summary of Meeting Dates and Legal Issues Document

The 21st and 22nd would work for our attorney, not yet sure if we will have one or more attending. We need to get this date, time and location firmed up as soon as we are able.

Thank you, all.

Marc

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Ph. 269.337.8082

-----Original Message-----

From: Bucholtz, Paul (DEQ) [mailto:BUCHOLTZP@michigan.gov]  
Sent: Friday, July 11, 2014 11:41 AM  
To: Bruce Merchant; Berkoff, Michael; Hatton, Marc  
Subject: RE: Summary of Meeting Dates and Legal Issues Document

FYI. I met with my attorney. She was very encouraged.

Also, regarding dates. Polly is open on 7/21-23 (Thursday 24th DOES NOT work for her) for our all attorneys meeting.

In addition, I looked at schedules for the big group on my end. Looks like Tuesday 9/16 is my teams only free date (without needing to move schedules) I am attempting to place a hold on that day for now. We will modify as necessary.

Paul

-----Original Message-----

From: Bruce Merchant [mailto:bmerchant@gmail.com]  
Sent: Thursday, July 10, 2014 2:35 PM

To: Berkoff, Michael; Bucholtz, Paul (DEQ); 'Hatton, Marc'  
 Subject: Summary of Meeting Dates and Legal Issues Document

To all -

Thank you all for a great, straightforward discussion this morning. I believe we covered a lot of ground and dealt with some critical issues.

I will not attempt to summarize all that we discussed at the meeting but I did want to touch base on a couple of items that will need all of our attention in the coming weeks.

First, attached is a draft of the legal issues document. Sorry it has taken me a while to craft this and get it out to everyone. I think I've captured the key issues but want your feedback as well. Based on all your input, I can modify this document prior to distribution to all our respective legal staffs. I would encourage us all to ensure we don't just forward this on to appropriate people but that we also take some time to discuss rationale, expectations, and other concerns that go along with this. Please send me any and all edits and I'll work on incorporating them into the document.

Second, we had discussed some key dates.

Thursday, July 17 - AM - (10:00AM to 12:00PM) - Small Group meeting to discuss various issues including array alternatives, public involvement and other items Thursday, July 17 - PM - (1:00PM to ??) - I will verify with Mike and John their availability for this meeting but it may help for Michael to send out a request to them as well.

July 21, 22, 23 or 24 - All Day - Meeting with Small Group and appropriate legal representatives. This will involve some internal discussions with legal staff prior to such a meeting as well. We need to verify availability for one of these dates. Let's try to nail this down as soon as possible - hopefully by early next week. If these dates don't work, let's discuss alternatives at our July 17 meeting next week.

Next Large Group Meeting - I sensed the consensus was that the August 15 date was too soon and we needed to push the date back into September.

Labor Day is early this year - September 1. Consequently, let's attempt to set a date either week of September 8 or 15. I would suggest a Monday but another day of the week would possibly work. This will give us all some time to update our senior management on the various issues as well as surround the groundwater and legal issues. We will also need to communicate the need for a slip in the schedule until September with key staff in each of our organizations.

Please let me know if I've missed something. I'll send out a meeting request/save the date email for July 17 as well.

Thanks.

Bruce

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